

**IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES  
SENTENCING**

CASE NO.: CR-07-00043-001

DATE: October 30, 2007

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HON. FRANCES M. TYDINGCO-GATEWOOD, Chief Judge, Presiding

Law Clerk: Kim R. Walmsley

Court Reporter: Wanda Miles

Courtroom Deputy: Leilani Toves Hernandez

Electronically Recorded: 8:38:26 - 9:06:58

CSO: B. Pereda

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**APPEARANCES:**

Defendant: Xian Long Yao

Attorney: William L. Gavras

Present    Custody    Bond    P.R.

Present    Retained    FPD    CJA

U.S. Attorney: Karon Johnson

U.S. Agent: M. Hernandez, I.C.E.

U.S. Probation: Christopher Duenas

U.S. Marshal: D. Punzalan / G. Perez

Interpreter: Chung Harrell

Language: Mandarin

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**PROCEEDINGS: Sentencing**

- Defendant committed to the Bureau of Prisons for a term of time served (approximately 190 days)
- Upon release from imprisonment, defendant is placed on supervised release for a term of 1 year, with conditions (refer to Judgment for conditions of supervised release).
- All fines waived by the Court.
- Defendant ordered to pay a special assessment fee of \$100.00 to be paid immediately after sentencing.
- Court stated the justification of the sentence imposed.
- Defendant advised of appeal rights.
- Government's oral motion to release the original portions of the defendant's A-file submitted during trial and marked as an exhibit was granted. Court instructed the clerk to ensure that a copy of the originals were made prior to release.
- Defendant remanded to the custody of the U.S. Marshals Service.

NOTES: